

REMARKS

Claims 1 to 13 and 186 are in the application, with Claim 186 being newly-added. Claim 1 is the sole independent claim. Reconsideration and further examination are respectfully requested.

Applicants have received an Office Action dated June 26, 2003 (Paper No. 5), which asserted that the Response To Election Of Species Requirement dated March 27, 2003 was nonresponsive to the Office Action dated February 27, 2003 (Paper No. 4). Specifically, the June 26, 2003 Office Action indicated that the election in the March 27, 2003 Response was “drawn to a series of chemiluminescent compounds rather than to a specific compound as required in said Office Action, mailed 2/27/03.”

In response to the June 26, 2003 Office Action and to facilitate search purposes, Applicants provisionally elect a chemiluminescent compound represented by formula [9] of Claim 186, wherein X is O, S, Se, Te, and Y⁻ is an anion. Claim 186 is identical to cancelled Claim 18. This representative chemiluminescent compound does not specify a selection of X or Y⁻, which is contrary to the original election requirement. However, in a telephone conversation on July 9, 2003, the Examiner indicated that the above elected representative compound is sufficient to satisfy the election of species requirement.

Applicants submit that Claims 1 to 13 and 186 read on the above elected representative chemiluminescent compound.

Applicants' undersigned attorney may be reached in our Costa Mesa,
California office at (714) 540-8700. All correspondence should continue to be directed to
our below-listed address.

Respectfully submitted,


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